IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 560 OF 1989.

Balkrishna Narayan Alase. ... Appellant.
Versus.
The State of Maharashtra. ... Respondent.

Shri Ranjitsingh R.Bhonsale for the Appellant.
Shri U.V.Nikam, A.P.P.for the Respondent.

CORAM : ABHAY S.OKA, J.
DATED : 18th August, 2006.

P.C.:

. For the reasons stated in the judgment already dictated in open Court, the following order is passed:

(i) The impugned Judgment and order is quashed and set aside. Consequently the conviction and sentence of the Appellant is quashed and set aside.

(ii) The Appellant/Accused is acquitted of offence punishable under section 18 of the Narcotic Drugs and Psychotropic Substances Act, 1985.

(iii) The direction regarding the destruction and/or return of muddemal articles is, however, confirmed.

(iv) The Appeal is allowed accordingly.

(v) The fine amount, if recovered from the Appellant, be refunded to him.

Judge.